

## IOWA DEPARTMENT OF HUMAN SERVICES

### S.1086 – Child Care and Development Block Grant Act of 2014 (aka CCDBG Reauthorization) **Preliminary – Snapshot of New Requirements– Preliminary**

#### Background:

- Provides a 6 year Reauthorization covering FFY2015-2020
- Authorizes CCDBG funding levels: FFY15 \$2.435B (base- as appropriated in Omnibus bill); FFY16-\$2.478B; FFY17-\$2.540B; FFY18-\$2.603B; FFY19-\$2.669B; FFY20-\$2.749B. Funding must be appropriated.
- *Preliminary* funding increase *estimates* for Iowa: \$366,000 FFY16; \$552,000 FFY17; \$561,000 FFY18; \$587,000 FFY19; \$712,000 FFY20
- Purpose of CCDF – increased emphasis on access to quality.
- Signed into law November 19, 2014.

#### Context:

Unduplicated # of providers active as of start of sfy15	Unduplicated # providers paid CCA in SFY14	Avg. # of families served a month – SFY14	Avg. # of children served a month – SFY14
TOTAL – 6,792 Non-registered-Paid-CCA providers = 1,934  Child Development Homes = 3,555  Licensed centers = 1,293	Unduplicated # of all providers paid = 5,497  (Excluding PROMISEJOBS = 5,258)	14,219  1.6 children/family	22,572

#### Who do provisions cover?

- “...shall be applicable to child care providers that provide services for which assistance is provided in accordance with this subchapter” (training);
- “...are applicable to child care providers that provide services for which assistance is made available in accordance with this subchapter” (health and safety requirements, monitoring);
- “...shall be ineligible for employment by a child care provider that is receiving assistance under this subchapter...” (record checks)
- Awaiting federal clarification if intent in some sections is only those providers serving children eligible for CCA OR any provider which benefits from the CCDBG funding. Virtually all benefit from federal funding (“for which assistance is provided”) when applied to training, monitoring, and quality improvement efforts.

24 “(i) DEFINITIONS.—In this section—

“(1) the term ‘*child care provider*’ means a center-based child care provider, a family child care provider, or another provider of child care services for compensation and on a regular basis that—

“(A) is not an individual who is related to all children for whom child care services are provided; and

“(B) is licensed, regulated, or registered under State law or receives assistance provided under this subchapter; and

“(2) the term ‘*child care staff member*’ means an individual (other than an individual who is related to all children for whom child care services are provided)—

“(A) who is employed by a child care provider for compensation; or

“(B) whose activities involve the care or supervision of children for a child care provider or unsupervised access to children who are cared for or supervised by a child care provider.

<b>Brief Summary &amp; Preliminary Analysis of Requirements</b> <b>A = Admin</b> <b>R = Regulatory</b> <b>Q = Quality</b> <b>S = Subsidy</b> <b>Green</b> = already meet or can meet without significant resources/procedural changes <b>Yellow</b> – requires moderate resources/procedural change OR parameters to implement are unknown <b>Red</b> = requires significant resources/procedural changes		Implementation Dates
<b>WITHIN SFY16</b>		
<b>A</b>	Payment Rates – Market Rate Survey (MRS)– Post results	Post within 30 days of completing MRS analysis.
<b>A</b>	Federal reporting – New reporting requirements for children getting CCA who are homeless; the number of child fatalities in the care of providers “receiving assistance under this subchapter” by type of provider and whether they are licensed or license-exempt.	11/19/2015
<b>A</b>	State Plan – 3 year cycle (current = 2)	Plan due March 1, 2016
<b>Q</b>	Quality Set-Aside - No less than 7% for the 1 <sup>st</sup> and 2 <sup>nd</sup> full fiscal years after enactment; no less than 8% in the 3 <sup>rd</sup> and 4 <sup>th</sup> years, and no less than 9% for the fifth and each succeeding year. PLUS Required to spend at least another 3% in the 2 <sup>nd</sup> and each succeeding year for Infant and Toddler quality.	SEE BELOW
<b>WITHIN SFY17</b>		
<b>A</b>	Consult with State Advisory Council on Early Childhood Education and Care required under Head Start (aka ECI Stakeholders Alliance).	9/30/2016
<b>A</b>	Direct Services – No less than 70% of federal allocation must go to direct services.	9/30/2016
<b>A</b>	Publish annually deaths, injuries and abuse in child care.	9/30/2016
<b>R</b>	Provide assurance that paying Non-Registered providers (NR) doesn't endanger the child.	9/30/2016
<b>R</b>	States must have staff: child ratios; Federal rules can't set the ratio.	9/30/2016
<b>R</b>	Health and safety standards – Specifies 10 topics that must be addressed in regulations	9/30/2016
<b>R</b>	Procedures in place to assure providers receiving CCA comply with all state/local H&S requirements.	9/30/2016
<b>R</b>	Providers comply with CAPTA child abuse reporting (i.e., Mandatory reporting of child abuse and training)	9/30/2016
<b>Q</b>	Provide comprehensive consumer education (through CCR&R if appropriate).	9/30/2016
<b>Q</b>	Annual training requirements- Specifies structure (e.g., address ELG's) but states can set hours.	9/30/2016
<b>Q</b>	Pre-service or orientation training – Must be delivered and addresses the H&S standards.	9/30/2016
<b>Q</b>	Coordinate with other state/federal early childhood programs to support full-day services/continuity of care.	9/30/2016
<b>Q</b>	Demonstrate public-private partnerships.	9/30/2016
<b>Q</b>	Priority for low-income populations – Describe how investments made to increase access to high quality give priority to high concentrations of poverty/unemployment.	9/30/2016
<b>Q</b>	Requires Early Learning Guidelines to be maintained or implemented.	9/30/2016
<b>Q</b>	Disaster Preparedness – state must have State Child Care Disaster Plan.	9/30/2016
<b>Q</b>	Develop strategies to strengthen business practices of child care providers.	9/30/2016
<b>Q</b>	Use of funds – CCR&R. Allows funds to be used to support CCR&R and specifies their activities.	9/30/2016
<b>Q</b>	Quality efforts - Specifies at least one activity must be accomplished with quality-set aside funds and outlines allowable activities. Submit annual report.	9/30/2016

<b>Brief Summary &amp; Preliminary Analysis of Requirements</b> <b>A = Admin</b> <b>R = Regulatory</b> <b>Q = Quality</b> <b>S = Subsidy</b> <b>Green</b> = already meet or can meet without significant resources/procedural changes <b>Yellow</b> – requires moderate resources/procedural change OR parameters to implement are unknown <b>Red</b> = requires significant resources/procedural changes		Implementation Dates
<b>WITHIN SFY17</b>		
<b>S</b>	Develop strategies to address specific child populations: underserved areas, I&T, disabilities, non-traditional hours	9/30/2016
<b>S</b>	Use of funds – Homeless. Allows access to care while CCA application in process, provider training and outreach.	9/30/2016
<b>S</b>	Period of Eligibility- CCA for not less than 12 months (regardless of a temporary change in need for service so long as under 85% State Median Income). Must allow for irregular fluctuations in earnings. Encourage “minimum 3 month extension of subsidy due to loss of job”	9/30/2016
<b>S</b>	Policies that assure parental work is not disrupted to re-determine eligibility.	9/30/2016
<b>S</b>	Policies that allow for continued assistance at redetermination if the family income exceeds the state’s income requirement for initial eligibility but does not exceed 85% of the SMI (aka “exit eligibility”).	9/30/2016
<b>S</b>	Payment Rates – Market Rate Survey – Certify that rates are sufficient to ensure access.	9/30/2016
<b>S</b>	Payment Rates – Must describe how rates are set in accordance with the MRS results.	9/30/2016
<b>S</b>	Payment Rates - Must take into account cost of provider higher quality care when setting rate (aka ‘tiered reimbursement’).	9/30/2016
<b>S</b>	Payment Rates – Co pays cannot be a barrier to families.	9/30/2016
<b>S</b>	CCA – Payment practices must reflect private sector.	9/30/2016
<b>S</b>	Definitions – Child with a disability; English learner;	9/30/2016
<b>S</b>	Definitions – Eligible child (not to exceed \$1M in assets); adds ‘foster parent’ to definition of parent.	9/30/2016
<b>S</b>	Parental rights for CCA – States cannot favor or promote grants/contracts over certificates	9/30/2016
<b>WITHIN SFY17</b>		
<b>R</b>	Certify that licensing staff are qualified and have received training.	11/19/2016
<b>R</b>	Pre-license inspections for health and safety (H&S) and fire. States can exempt relative care	11/19/2016
<b>R</b>	Annual unannounced for H&S and fire standards. States can exempt relative care.	11/19/2016
<b>R</b>	Certify that licensing staff-to-provider ratios are sufficient to assure timely inspections. Federal rules can’t prescribe ratios.	11/19/2016
<b>R</b>	Annual inspection of each license exempt (Non-registered and school-based, school-operated). State can set timeframe (before receiving CCA, within X days, etc.)	11/19/2016
<b>WITHIN SFY18</b>		
<b>R</b>	Criminal background checks – Criminal, sex offender and child abuse in Iowa and any state resided in the preceding 5 years; National Crime Information Center; FBI fingerprint check, National Sex Offender Registry Not required if provider is related to all children for whom care provided.	9/30/2017
<b>R</b>	Criminal background checks – Specifies ineligibility/prohibition. Checks repeated every 5 yrs.	9/30/2017
<b>R</b>	Record check portability – Record check not required if completed within past 5 years and with additional parameters.	9/30/2017
<b>R</b>	Record check timeframes – Complete within 45 days of submission. Fees can’t exceed costs. Process must be outlined on state web to inform providers/public.	9/30/2017
<b>A</b>	Make monitoring and complaint reports electronically accessible to public.	11/19/2017

**Quality Set-Aside increases:**

<b>FFY</b>	<b>Set-Aside %</b>	<b>Total %</b>
<b>FFY2015 – October 1, 2014</b>	<b>4% set-aside</b>	<b>4%</b>
<b>FFY2016 – October 1, 2015</b>	<b>7% Set-Aside</b>	<b>7%</b>
<b>FFY2017 – October 1, 2016</b>	<b>7% Set-Aside + 3% Infant and Toddler support</b>	<b>10%</b>
<b>FFY2018 – October 1, 2017</b>	<b>8% Set-Aside + 3% Infant and Toddler support</b>	<b>11%</b>
<b>FFY2019 – October 1, 2018</b>	<b>8% Set-Aside + 3% Infant and Toddler support</b>	<b>11%</b>
<b>FFY2020 – October 1, 2019 AND continuing</b>	<b>9% Set-Aside + 3% Infant and Toddler support</b>	<b>12%</b>

Note: Waivers - Requests for Relief. States may request a delay in compliance for no more than 3 years if the State can make the case on grounds of conflicting or duplicative requirements preventing the effective delivery of services, extraordinary circumstances such as natural disaster or financial crisis, or an extended period of time needed for a legislature to enact legislation.

[CCDBG-Reauthorization-SummaryofImpact-Webposting-03/15]